

# TROUTMAN SANDERS LLP

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April 24, 2008

The Honorable Robert W. Pratt  
Chief Judge, United States District Court  
Southern District of Iowa  
123 E. Walnut St., Room 300  
Des Moines, IA 50306-9344

**Re: *In the Matter of Americans United for Separation of Church and State, et al.  
v. Prison Fellowship Ministries, et al. - No. 4:03-cv-90074 (Lead Case)***

Dear Chief Judge Pratt:

On April 21<sup>st</sup> we were advised that Plaintiffs' two page letter, due today (from all parties) will be accompanied by a Motion for Leave to File Evidentiary Materials totaling approximately 50 or more pages. In asking for our consent to this filing, Plaintiffs, to preserve some type of tactical advantage, refused any detailed elaboration.

Since (1) the documents were not provided to us and their contents are unknown, (2) their purpose or necessity was not explained, and (3) they are beyond the Court's instructions for a two page letter, Defendants stated that they would not concur in such Motion. The submission of 50 or more pages of documents is plainly excessive and unnecessarily burdens and distracts the Court and Defendants from the focus of the narrow legal issue of the status of the injunction, now that the IFI program is no longer in Iowa and the required monies have been paid back to the State.

To avoid any unfair advantages, Counsel for both the State of Iowa and IFI, *et al.*, would request that the Court not consider, or rely in any manner, upon the documents submitted. Proceeding in this manner would allow the focus to remain on the sole legal issue and would avoid and cure the prejudice caused by Plaintiffs' eleventh hour Motion of unknown and voluminous "evidentiary material".

Sincerely,

  
Anthony F. Troy  
(on behalf of all Defendants)

TROUTMAN SANDERS LLP

ATTORNEYS AT LAW  
A LIMITED LIABILITY PARTNERSHIP

The Honorable Robert W. Pratt

April 24, 2008

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cc: Prison Fellowship Ministries, Inc.  
InnerChange Freedom Initiative, Inc.  
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